

The Gazette of India



EXTRAORDINARY
PART II—Section 2
PUBLISHED BY AUTHORITY

No. 55] NEW DELHI, TUESDAY, NOVEMBER 30, 1954

LOK SABHA

The following Bill was introduced in the Lok Sabha on 30th November, 1954:—

BILL No. 55 OF 1954

A Bill to confer on the President the power of the Andhra State Legislature to make laws.

Be it enacted by Parliament in the Fifth Year of the Republic of India as follows:—

1. Short title.—This Act may be called the Andhra State Legislature (Delegation of Powers) Act, 1954.

2. Definitions.—In this Act,—

(a) “article” means an article of the Constitution;

(b) “Proclamation” means the Proclamation issued on the 15th day of November, 1954, by the President under clause (1) of article 356.

3. Conferment on the President of the power of the State Legislature.—(1) The power of the Legislature of the State of Andhra to make laws, which has been declared by the Proclamation to be exercisable by or under the authority of Parliament, is hereby conferred on the President.

(2) In the exercise of the said power, the President may, from time to time, whether Parliament is or is not in session, enact as a President’s Act a Bill containing such provisions as he considers necessary.

(3) Every Act enacted by the President under sub-section (2) shall, as soon as may be after enactment, be laid before Parliament.

(4) Parliament may, by resolution passed within seven days from the date on which the Act has been laid before it under sub-section (3), direct any modifications to be made in the Act and such modifications shall be given effect to by the President by enacting an amending Act under sub-section (2):

Provided that nothing in this sub-section shall affect the validity of the Act or of any action taken thereunder before it is so amended.

STATEMENT OF OBJECTS AND REASONS

By virtue of the Proclamation issued by the President on the 15th November, 1954, under article 356 of the Constitution the powers of the Legislature of the State of Andhra are now exercisable by, or under the authority of, Parliament. Article 357(1)(a) of the Constitution provides for Parliament enacting a law conferring on the President the powers of the Legislature of the State to make laws.

2. If all legislative measures that it may be necessary to enact from time to time for the State of Andhra are to be taken up by Parliament, it would require a good deal of time which would not be available and which would hold up measures of all-India importance.

3. This Bill, therefore, seeks during the period of emergency to confer on the President the powers of the Legislature of the State of Andhra.

K. N. KATJU.

NEW DELHI;

The 18th November, 1954.

M. N. KAUL,

Secretary.